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7 IN THE UNITED STATES DISTRICT COURT FOR THE
8 EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,)
12 Plaintiff,) NO. 04-cr-0142-MCE
13 v.)
14 MICHAEL ROBERT BOWLING) GOVERNMENT'S MOTION TO
15 Defendant.) DISMISS INDICTMENT;
16 ORDER THEREON

17 The United States of America, by and through its undersigned
18 counsel, moves this court to dismiss Indictment 04-142 pursuant to
19 Rule 48(a) of the Federal Rules of Criminal Procedure. The federal
20 indictment charges Bowling with possessing one or matters depicting
21 minors engaged in sexually explicit conduct.

22 Pursuant to an agreement reached by the parties, Bowling
23 pleaded guilty to a similar state charge in the Superior Court for
24 the County of Butte. Bowling was sentenced on July 11, 2006, to
25 formal probation as anticipated by the parties. The defendant
26 having pleaded guilty and been sentenced on a similar state charge,
27 the federal indictment should be dismissed with prejudice.

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2 Dated: July 17, 2006


Respectfully submitted,
McGREGOR W. SCOTT
United States Attorney

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5 By: /s/ Camil A. Skipper
CAMIL A. SKIPPER
6 Assistant U.S. Attorney

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8 **O R D E R**

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10 **APPROVED AND SO ORDERED.**

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12 Dated: July 17, 2006

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15 MORRISON C. ENGLAND, JR.
16 UNITED STATES DISTRICT JUDGE
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